

Chun-Hui Miao
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Pro Se

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DONGXIAO YUE,

Plaintiff,

vs.

CHUN-HUI MIAO, BIAN-WANG.COM

Defendants

Case No.: 4:18-cv-01074-DMR

[PROPOSED] ORDER GRANTING
THE MOTION OF DEFENDANTS
CHUN-HUI MIAO AND BIAN-WANG.COM
TO DISMISS PLAINTIFFS' COMPLAINT
PURSUANT TO FED. R. CIV. P. 12(b)(2), OR
IN THE ALTERNATIVE, TO TRANSFER
VENUE PURSUANT TO 28 U.S.C. § 1404(a).

TRIAL DATE: NOT SET

DATE: May 10, 2018

TIME: 11:00 a.m.

COURTROOM: 4 - 3rd Floor, Oakland
Courthouse

JUDGE: Honorable Donna M. Ryu

[PROPOSED] ORDER

The Motion to Dismiss Complaint or, in the Alternative To Transfer Venue filed by Defendants Chun-Hui Miao (“Miao”) and Bian-wang.com (“Bian-wang”), pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure and 28 U.S.C. § 1404(a), came on regularly for hearing on May 10, 2018 at 11:00 a.m.

1 Having thoroughly considered the briefs of the parties, the pleadings,
2 files and records in this action, and the arguments presented at the hearing, and
3 good cause appearing therefrom:
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5 1. IT IS HEREBY ORDERED that the Defendants' Motion to Dismiss
6 Complaint is hereby GRANTED; and
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8 2. IT IS FURTHER ORDERED that the Complaint and each claim for
9 relief against the Defendants contained in the Complaint is dismissed.
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11 OR

12 IT IS HEREBY ORDERED that, pursuant to U.S.C § 1404(a), this
13 action is hereby transferred to the District Court of South Carolina, Columbia
14 Division.
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16 **IT IS SO ORDERED.**
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18 DATED:
19

HONORABLE DONNA M. RYU
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CERTIFICATE OF SERVICE

I hereby certify that on [DATE], I electronically filed the foregoing [PROPOSED] ORDER GRANTING THE MOTION OF DEFENDANTS CHUN-HUI MIAO and BIAN-WANG.COM TO DISMISS PLAINTIFFS' COMPLAINT PURSUANT TO FED. R. CIV. PROC. 12(b)(2) OR, IN THE ALTERNATIVE, TO TRANSFER VENUE pursuant to U.S.C § 1404(a) with the Clerk of the Court by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

/s/ Ivy Lerma Garcia

Ivy Lerma Garcia, Deputy Clerk to the
Honorable DONNA M. RYU

CERTIFICATE OF SERVICE

The undersigned Defendant, Chun-Hui Miao, hereby certifies that on this 8th day of March 2018, he served a copy of PROPOSED ORDER GRANTING THE MOTION OF DEFENDANTS CHUN-HUI MIAO AND BIAN-WANG.COM TO DISMISS PLAINTIFFS' COMPLAINT PURSUANT TO FED. R. CIV. P. 12(b)(2), OR IN THE ALTERNATIVE, TO TRANSFER VENUE PURSUANT TO 28 U.S.C. § 1404(a) via Electronic Mail on

Plaintiff

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/s/ Chun-Hui Miao
Chun-Hui Miao
Bian-wang.com
Pro Se